IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

Con.Case(C).No. 381 of 2007(S)

AGAINST THE JUDGEMENT IN DBA.108/2006 Dated 04/01/2007
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PETITIONER/PETITIONER

P.V.RADHAKRISHNAN, AGED 44 YEARS,
S/O VELAYUDHAN NAIR,"PLAMTHOTHIYIL",
PUNCHAVAYAL P.O., PACHIMA,
MUNDAKKAYAM, KOTTAYAM DISTRICT.

BY ADV. SRI.P.VIJAYARAGHAVAN

RESPONDENT: RESPONDENT

MR.E.DAMODHARAN POTTI, AGED 53 YEARS,
S/O MR. EASWARAN POTTI,
ASST.DEVASWOM COMMISSIONER, TRAVANCORE DEVASWOM BOARD, KOTTAYAM GROUP, KOTTAYAM, RESIDING AT KAITHAKA MADATHIL, THIRUVANCHOOR P.O.,
KOTTAYAM.

BY STANDING COUNSEL MR.M.K.CHANDRAMOHAN DAS

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 05/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

Cont.Case (C) No.381 of 2007

Dated, this the 5th day of June, 2007

JUDGMENT

H.L.Dattu, C.J.

Alleging that the respondent has not complied with the orders and directions issued by this Court in D.B.A.No.108 of 2006 dated 4th January, 2007 the complainant is before us in this contempt petition. He requests us to initiate appropriate proceedings against the respondent for his wilful and deliberate disobedience of the orders and directions issued by this Court.

2. This Court by yet another order dated 13th March, 2007 had directed the Devaswom Board to hear and dispose of the complaint filed by the petitioner dated 27.11.2006.

3. Learned counsel appearing for the Devaswom Board on instructions would submit that the Devaswom Board after considering the complaint filed by the petitioner/complainant dated 27.11.2006 has disposed of the same by its order dated 15.5.2007.

4. We see no reason to dispute the correctness or otherwise of the statement made by the learned counsel for the Devaswom Board.

5. One and the only direction that was issued by this Court was to consider the complaint filed by the petitioner dated 27.11.2006. Since that complaint has already been considered and disposed of, in our opinion, there is substantial compliance with the orders and directions issued by this Court. Therefore, the contempt proceedings require to be dropped and accordingly it is dropped. If, for any reason, the petitioner is aggrieved by the orders passed

by the Board dated 15.5.2007, he can question the same before appropriate forum. Ordered accordingly.

(**H.L.DATTU)**
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

vns